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Attorneys for Defendants

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

Francisco Valdez , et al.,) Case No. C09- 00176KAW
Plaintiffs,)
vs.) STIPULATION AND PROPOSED ORDER FOR CONTINUING
) TRIAL DATE as modified by the Court
City of San Jose , et al.,)
Defendants.)
) Trial: June 30, 2014
)
)
)
)

1 TO THE HONORABLE COURT:

2 The parties to this action, by and through their attorneys of record, Ardell Johnson for
3 defendants and Jeff Kallis for plaintiffs, hereby stipulate as follows:

4 1. On April 7, 2014 upon the Defendant's request, the stipulating parties agreed upon
5 continuing the Martinez trial to a later date.

6 2. On May 6, 2014, the Court was contacted and agreed to September 22, 2014 as the new date
7 for the Martinez trial.

8 3. On May 6, 2014, the Plaintiffs were notified and agreed to September 22, 2014 as the new
9 date for the Martinez trial.

10 4. In accordance with the Defendant's request for continuance of the trial dates and Plaintiff's
11 agreement thereto, Plaintiff's counsel made other commitments during the time of the original trial
12 dates.

13 5. Defendants have not yet filed the stipulation for continuance of trial with the Court and have
14 suddenly become available for the original trial date.

15 6. Plaintiff's counsel is unable to change the newly scheduled commitments.

16 7. Accordingly, the parties request that the trial of this matter be extended from June 30, 2014,
17 to September 22, 2014 as previously agreed to by opposing counsel and the Court.

18 Date: May 22, 2014

The Law Firm of *Kallis* & Associates, p.c.

19 _____/s/_____
20 M. Jeffery Kallis, for Plaintiffs

21 Date: May 22, 2014

BUSTAMANTE & GAGLIASSO, P.C.

22 _____/s/_____
23 Steven M. Berki, for Plaintiffs

Date: May 22, 2014

San Jose City Attorney's Office

_____/s/_____
Ardell Johnson, for Defendants

Date: May 22, 2014

San Jose City Attorney's Office

_____/s/_____
Clifford Greenberg, for Defendants

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2 Good Cause Showing, the Court Orders that the dates for Jury Trial shall be extended
3 from June 30, 2014 to September 22, 2014. ~~Should the parties need additional time they are~~
4 ~~to submit a supplemental stipulation at least 3 Court days prior to June 30, 2014.~~
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6 Dated: 05/28/2014

The Honorable Kandis A. Westmore

7
8 
9 Magistrate Judge

10 United States District Court
Northern District Of California

11 Plaintiff certifies that he has received authority from the other parties to submit this Order and
12 Stipulation.

13 Date: May 6, 2014

The Law Firm of *KALLIS* & Associates, p.c.

14 _____/s/_____
15 M. Jeffery Kallis, for Plaintiffs
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